

Attorney Docket No.: 0140153
Application Serial No.: 10/649,577

REMARKS

This is in response to the *Advisory* Office Action, dated March 27, 2006, where the Examiner has rejected claims 1-8, 16-17 and 20-27. By the present amendment, applicant has amended claim 1, and added new claim 28. After the present amendment, claims 1-8, 16-17 and 20-28 are pending in the present application. Allowance of pending claims 1-8, 16-17 and 20-28 in view of the amendments and the following remarks is respectfully requested.

A. Rejection of Claims 1-6, 16, 18, 20-24 and 26 under 35 U.S.C. § 102(e)

The Examiner has rejected claims 1-6, 16, 18, 20-24 and 26 under 35 U.S.C. § 102(e), as being anticipated by Glenn (USPN 6,247,229) ("Glenn"). Applicant respectfully disagrees.

Applicant hereby swears behind the effective filing date of Glenn, i.e. August 25, 1999, under 37 C.F.R. § 1.131. Under 37 C.F.R. § 1.131, the owner of the claimed invention may submit an appropriate declaration to overcome a reference. The showing of facts shall be such as to establish reduction to practice prior to the effective date of the reference, or conception of the invention prior to the effective date of the reference coupled with due diligence from prior to the effective date of the reference to a subsequent reduction to practice or to the filing of the application. See 37 C.F.R. § 1.131. Applicant respectfully submits that claims 1-6, 16, 18, 20-24 and 26 are allowable over Glenn based on the following remarks.

Pursuant to 37 C.F.R. § 1.131, attached is a declaration from Daniel I. Jamison IV, the Senior Director of IP Business Development at Skyworks Solutions, Inc., which is the owner of the above-referenced patent application, including a copy of an Innovation Disclosure. (Decl. ¶ 1.) The Innovation Disclosure describes the invention of the above-described patent application

Attorney Docket No.: 0140153
Application Serial No.: 10/649,577

in Docket No. 98RSS141, entitled "Process for Fabricating an Area Array Semiconductor Package", which was entered into the Innovation Disclosure Database, on September 22, 1998. (Decl. ¶ 3.)

The Examiner will note that the last page of the enclosed Innovation Disclosure clearly shows that the Innovation Disclosure was entered into the Innovation Disclosure Database, on September 22, 1998, which predates the effective filing date of Glenn, i.e. August 25, 1999. Applicant respectfully submits that the Innovation Disclosure evidences that the inventors conceived and were in possession of the presently claimed subject matter on September 22, 1998.

Further, the Innovation Disclosure and also the filing of the parent of the above-referenced patent application in the USPTO, on October 11, 1999, evidence that the invention of the above-referenced application was reduced to practice in the United States using due diligence after conception. (Decl. ¶ 4.)

Accordingly, applicant respectfully requests that the rejection of claims 1-6, 16, 20-24 and 26, as being anticipated by Glenn, under 35 U.S.C. § 102(e), be withdrawn.

B. Rejection of Claims 1, 3-6 and 16 under 35 U.S.C. § 102(e)

The Examiner has rejected claims 1, 3-6 and 16 under 35 U.S.C. § 102(e), as being anticipated by Yamaguchi (USPN 6,166,430) ("Yamaguchi"). Applicant respectfully disagrees.

Applicant hereby swears behind the effective filing date of Yamaguchi, i.e. February 4, 1999, under 37 C.F.R. § 1.131. As discussed above, applicant respectfully submits that the Innovation Disclosure evidences that the inventors conceived and were in possession of the presently claimed subject matter on September 22, 1998. Further, the Innovation Disclosure and

Attorney Docket No.: 0140153
Application Serial No.: 10/649,577

also the filing of the parent of the above-referenced patent application in the USPTO, on October 11, 1999, evidence that the invention of the above-referenced application was reduced to practice in the United States using due diligence after conception. (Decl. ¶ 4.)

Accordingly, applicant respectfully requests that the rejection of claims 1, 3-6 and 16, as being anticipated by Yamaguchi, under 35 U.S.C. § 102(e), be withdrawn

C. Rejection of Claims 7, 8 and 17 under 35 U.S.C. § 103(a)

The Examiner has rejected claims 7, 8 and 17 under 35 U.S.C. § 103(a), as being unpatentable over Glenn in view of Wyland and Weng, et al.

Applicant respectfully submits that claims 7, 8 and 17 depend from claim 1, and should be allowed at least for the same reasons stated above in conjunction with patentability of claim 1.

D. Rejection of Claims 25 and 27 under 35 U.S.C. § 103(a)

The Examiner has rejected claims 25 and 27 under 35 U.S.C. § 103(a), as being unpatentable over Glenn in view of Fjelstad.

Applicant respectfully submits that claims 25 and 27 depend from claim 1, and should be allowed at least for the same reasons stated above in conjunction with patentability of claim 1.

E. Rejection of Claim 19 under 35 U.S.C. § 103(a)

The Examiner has rejected claim 19 under 35 U.S.C. § 103(a), as being unpatentable over Glenn in view of Yamaguchi. Applicant respectfully submits that claim 19 is no longer pending in the present application.

Attorney Docket No.: 0140153
Application Serial No.: 10/649,577

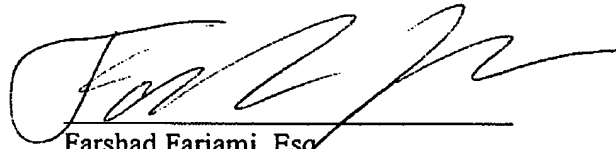
F. New Claim 28

By the present amendment, applicant has added new independent method claim 28, which includes all of the limitations of independent claim 1 prior to the present amendment. Applicant respectfully submits that claim 28 should be allowed at least for the same reasons stated above in conjunction with patentability of claim 1.

G. Conclusion

For all the foregoing reasons, an early notice of allowance for claims 1-8, 16-17 and 20-28 pending in the present application is respectfully requested. The Examiner is invited to contact the undersigned for any questions.

Respectfully Submitted;
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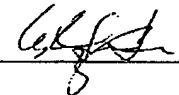
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